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11 Lippincott Van Lines,  
12 Southern Nevada Movers, Inc,  
13 Robert W. Lippincott, Inc.

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 MICHELE AND BRIAN BERRY, individuals | Case No.: 2:19-cv-cv-01450-JAD-VCF

17 Plaintiffs,

18 vs.

19 LIPPINCOTT VAN LINES, a Connecticut  
20 business; SOUTHERN NEVADA  
21 MOVERS, INC., a Nevada corporation;  
22 ROBERT W. LIPPINCOTT, INC., a  
23 Connecticut corporation; DOES 1-10; and  
24 ROE CORPORATIONS 1-10, inclusive,

25 Defendants.

26 **STIPULATION AND ORDER TO WITHDRAW DEFENDANTS**  
27 **MOTION TO DISMISS COMPLAINT, UNDER RULE 12(b)(6) OF FEDERAL RULES**  
28 **OF CIVIL PROCEDURE [ECF 3]**

29 **ECF Nos. 3, 8**

30 IT IS HEREBY STIPULATED by and between the parties, by and through their  
31 respective counsel of record, that the Defendants Motion to Dismiss Complaint, Under  
32

33 3377320v1 STIPULATION AND ORDER

1 Rule 12(b)(6) of Federal Rules of Civil Procedure [ECF 3] shall be withdrawn.

2 This Stipulation is made in good faith and not intended for purposes of delay.

3 DATED this 11<sup>th</sup> day of September 2019

DATED this 11<sup>th</sup> day of September 2019

4 LEWIS ROCA ROTHGERBER  
CHRISTIE LLP

BAUMAN LOEWE WITT & MAXWELL, PLLC

6 */s/ Erik J. Foley*

7 */s/ Michael C. Mills*

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19 Lippincott Van Lines,  
20 Southern Nevada Movers, Inc,  
21 Robert W. Lippincott, Inc.

14 **ORDER**

15 IT IS SO ORDERED.

16 DATED 9-11-19

20   
21 U.S. DISTRICT COURT JUDGE